Software Rights Archive, LLC v. Google Inc. et al

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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

The Apple iPod iTunes Antitrust Litigation ______________________________________/ Stacie Somers, Plaintiff, v. Apple, Inc. Defendant. ______________________________________/	NO. C 05-00037 JW NO. C 07-06507 JW **ORDER CONTINUING HEARING AND CASE MANAGEMENT CONFERENCE FOR THE DIRECT PURCHASERS' ACTION; VACATING CASE MANAGEMENT CONFERENCE FOR THE INDIRECT PURCHASERS' ACTION**

On December 15, 2008, the parties in The Apple iPod iTunes Antitrust Litigation, Case No. C 05-00037 JW, are scheduled to appear for a hearing on Plaintiffs' Motion for Class Certification. On its own motion, the Court CONTINUES the Class Certification hearing to **December 16, 2008 at 2:00 p.m.** to provide the parties with sufficient time to present their case. The December 15, 2008 Case Management Conference is also CONTINUED to December 16, 2008, and will be held following the hearing on Class Certification.

On December 15, 2008, the parties in the related case, Stacie Somers v. Apple, Inc., Case No. C 07-06507 JW, are also scheduled to appear for a Case Management Conference. (See Docket Item No. 32.) The parties, however, have failed to timely file a Joint Case Management Statement. In light of the parties' failure to make this filing, the Court VACATES the December 15 Case Management Conference as to this case. The Court will set a new Case Management Conference, if

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necessary, in its Order addressing Plaintiffs' Motion for Extension of Time to File and Modify Briefing Schedule on Motion for Class Certification. (See Docket Item No. 36.)

Dated: December 10, 2008

JAMES WARE
United States District Judge

THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:

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Dated: December 10, 2008 **Richard W. Wieking, Clerk**

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy